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Remarks

Reconsideration of the above-captioned application is respectfully requested. All pending claims (1-32) have been rejected under 35 U.S.C. §102 as being anticipated by Lamkin et al., USPP 2002/0088011, relying in relevant part on paragraphs 63 and 68.

In the telephonic interview, the Examiner indicated that requiring both bases for personalizing information would overcome the present rejection. Accordingly, to overcome the rejections, Claim 1 has been amended to specify that the information returned to the viewer includes recommendations for content other than the content on the disk, and further that the information is personalized at least in part based on a viewer's entertainment preferences as input by the viewer and as inferred from the viewer's past viewing history. Support for this amendment can be found in the specification on page 7 beginning at line 15 and in figure 2. Dependent Claim 2 now more precisely recites that the viewer preference is at least in part a movie genre of which content on the disk is a species. To focus prosecution, claims 11-32 have been canceled.

It does not appear from the relied-upon sections of Lamkin et al. that the above features are taught or suggested. For example, in paragraph 68 Lamkin et al. teaches that an outdated DVD menu can be updated by downloading from the Internet an updated version, but the "new" movie menu evidently is nothing more than an updated version of the "old" version of the familiar menu that accompanies DVDs and that are independent of a viewer's preferences no matter how those preferences are derived, e.g., by a user entering them or by a processor inferring them. Likewise, linking to the web site of an actor who appeared in a DVD of Lamkin et al. as taught in paragraph 68 depends on the actor and the DVD, not on the viewer preferences. Accordingly, it is believed that the present claims are patentable.


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The Examiner is cordially invited to telephone the undersigned at (619) 338-8075 for any reason which would advance the instant application to allowance.

Respectfully submitted,



John L. Rogitz
Registration No. 33,549
Attorney of Record
750 B Street, Suite 3120
San Diego, CA 92101
Telephone: (619) 338-8075

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